

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY

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FARLEY L. BERNARD,

Plaintiff,

v.

JEAN E. STANFIELD, et al.,

Defendants.

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Civil No. 07-3394 (JBS/AMD)

**ORDER**

This matter having come before the Court upon the motion of Defendant Transcor America LLC, named in the complaint as Trans-Care Transportation Company, seeking an Order dismissing the complaint without prejudice pursuant to Fed. R. Civ. P. 37(b) because of Plaintiff's failure to provide discovery in accordance with two court orders [Docket Item 37]; the Court having considered the arguments in support thereof and with no opposition having been filed; for the reasons discussed in the Memorandum Opinion of today's date; and for good cause shown;

IT IS this 22nd day of **December, 2009** hereby

ORDERED that Defendant Transcor America LLC's motion to dismiss without prejudice is **GRANTED**.

**s/ Jerome B. Simandle**  
Jerome B. Simandle  
United States District Judge